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4555-110

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Diane Dunn McKay

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Troian, S. et al.

Serial No. 10/016,294

Filed: November 2, 2001

For: METHOD AND DEVICE
FOR CONTROLLING LIQUID
FLOW ON THE SURFACE OF
A MICROFLUIDIC CHIP

Group Art Unit: TBD
Examiner: TBD

Commissioner for Patents
Washington, D.C. 20231

SIR:

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***PETITION TO CORRECT FILING DATE
ACCORDED BY THE U.S. PATENT OFFICE***

In accordance with 37 CFR §1.10, Applicant hereby petitions the Commissioner to correct the filing date accorded the above-described patent application. Applicants' attorney has just received the stamped postcard indicating that the serial number assigned to this application is 10/016,294 and the filing date accorded this application is November 5, 2001. This filing date corresponds to the "date in" on the Express Mail mailing label. However, Applicants note that the "date in" date on the Express Mail mailing label is wrong. The date of deposit shown by the "date in" box on the Express Mail mailing label should read November 2, 2001, the date the Express Mail package containing this application was picked up by an employee of the U.S. Postal Service.

In accordance with 37 CFR §1.10(d) Applicants hereby petition the Commissioner to accord the application a filing date as of November 2, 2001 which is the date the correspondence was deposited with the U.S. Postal Service under Express Mail Label No. EV011225588US. Applicants submit that applicants' attorney deposited the above described application on November 2, 2001 as evidenced by the Express Mail certificate executed by applicants' attorney and enclosed herewith. In accordance with 37 CFR §1.10(d)(3), Applicants can further show that November 2, 2001 was the date the correspondence was submitted to the U.S. Postal Service by the following evidence which is enclosed with this petition:

- (1) A copy of the USPS Track & Confirm web page indicating that the package with Express Mail number EV011225588US arrived at the USPS Edison, NJ processing center on November 2, 2001;
- (2) A copy of the USPS Express Mail Corporate Account Mailing Statement indicating that postage charges of \$12.45 were applied to Express Mail Label No. EV011225588US for service on November 2, 2001; and
- (3) A copy of the USPS Pickup Service Statement for Express Mail listing Express Mail Label No. EV011225588 as Item No. 1 and showing the USPS Postal Employee signature in Box 8a. and the Date of Pickup of November 2, 2001 in Box 8b.

In addition, Applicants note that this application claims priority of U.S. Provisional Application Serial No. 60/245,119 filed November 2, 2000. Applicants' attorney filed this regular application on November 2, 2001 to maintain the claim to priority for provisional application serial number 60/245,119.

Further, in accordance with 37 CFR §1.10 (d)(1), Applicants note that this petition is being filed promptly after the applicants' attorney has become aware that the Office has accorded a filing date based upon an incorrect entry by the U.S. Postal Service. Applicants also note, in accordance with 37 CFR §1.10 (d)(2), that the number of the Express Mail mailing label was placed on the papers, specifically the Express Mail Certificate, the returned receipt postcard, the Patent Application Transmittal Letter and the Declaration and Power of Attorney document, that constitute the correspondence prior to the original mailing by Express Mail. Applicants further submit that the copies of originally mailed application documents, and official notations by the U.S. Postal

Service are true copies of the originals.

A prompt and favorable decision on the Petition is earnestly solicited. It is believed that no fee is required. The Commissioner is authorized to charge any deficiency or credit any overpayment to Deposit Account 13-2165.

Respectfully submitted,



Diane Dunn McKay
Reg. No. 34,586
Attorney for Applicants

DATE: January 11, 2002

MATHEWS, COLLINS, SHEPHERD & GOULD, P.A.
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Telecopier: (609) 924-3036

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Keyword/Search

keyword

search

Delivery Status

You entered EV01 1225 588U S

Your item has arrived at the EDISON, NJ 08899 processing center at 2:55pm on November 02, 2001. Status is updated every evening. Please check again later.

Track & Confirm

Enter number from shipping receipt
the field below:POSTAL INSPECTORS
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PAGE: 1

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PERIOD: 11/03/01 - 11/30/01

DATE	CHARGE BACK	LABEL NUMBER	ORIG ZIP	DEST ZIP	ADJ # REF #	POSTAGE	FEES		DEPOSITS	WITH- DRAWALS	CDA LEG
							PICKUP	DELIVERY			
BEGINNING BALANCE:						2,332.80					
11/02/01		EV011225588US	08899	20231		12.45					
11/06/01		EV011225530US	08899	22202		12.45					
11/07/01		EL677165223US	08899	22030		12.45					
11/07/01		EL817674697US	08899	20231		16.25					
11/07/01		EV011225490US	08899	22202		12.45					
11/07/01		EV011225526US	08899	22202		12.45					
11/08/01		EV011225469US	08899	22202		12.45					
11/08/01		EV011225509US	08899	20231		12.45					
11/08/01		EV011225543US	08899	22202		12.45					
11/09/01		EL677165210US	08899	22030		12.45					
11/09/01		EL817674706US	08899	20231		12.45					
11/09/01		EV011225225US	08899	20031		12.45					
11/13/01		EL677165206US	08553	21297		12.45					
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11/14/01		EV011225747US	08899	20231		16.25					
11/15/01		EL817674666US	08899	20231		12.45					
11/15/01		EL847628427US	08899	19903		12.45					
11/16/01		EL817674564US	08899	20231		12.45					
11/16/01		EL869114579US	08899	20231		12.45					
11/16/01		EV011225150US	08899	22202		12.45					
11/16/01		EV011225702US	08899	20231		12.45					
11/16/01		EV011225720US	08899	20231		12.45					
11/19/01		EL817674581US	08553	22202		12.45					
11/19/01		EV011225234US	08553	22202		12.45					
11/19/01		EV011225248US	08553	22202		12.45					
11/20/01		EV011225163US	08553	22202		12.45					
11/26/01		EV011225217US	08899	22202		12.45					
11/26/01		EV015889693US	08899	22202		12.45					
11/26/01		EV015889702US	08899	22202		16.25					
11/28/01		EL817674480US	08553	15262		12.45					
10/26/01		PKUP SERVICE	08540				10.25				
10/29/01		PKUP SERVICE	08540				10.25				
10/30/01		PKUP SERVICE	08540				10.25				
11/01/01		PKUP SERVICE	08540				10.25				
11/06/01		PKUP SERVICE	08540				10.25				
11/07/01		PKUP SERVICE	08540				10.25				
11/08/01		PKUP SERVICE	08540				10.25				
11/16/01		PKUP SERVICE	08540				10.25				
11/26/01		PKUP SERVICE	08540				10.25				
11/27/01		PKUP SERVICE	08540				10.25				
SUB-TOTAL:						483.45	102.50				
(A) TOTAL CHARGES :						483.45	102.50	0.00			
(B) TOTAL ADJUSTMENTS (+):						0.00	0.00	0.00			
(C) TOTAL REFUNDS (-):						0.00	0.00	0.00			
TOTAL (A + B - C):						483.45	102.50	0.00			
11/16/01		DEPOSIT							3,500.00		
ENDING BALANCE:						5,246.85					

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**Pickup Service Statement for
Express Mail, Priority Mail, or Parcel Post**

2. Customer Name and Address (No., Street, Ste. No., City, and State)

Mathews, Collins, V. & H. & H. & H.
100 Sunset Circle Suite 306
Princeton N.J. 08540-3674

3.

Express Mail

Quantity

1

Priority Mail

Quantity

Parcel Post

Quantity

4. Custom Design Agreement (CDA)

CDA Number _____

5. Method of Payment

☒ Corporate Account

No. *077384*

☐ Federal Agency Account

No. _____

☐ Meter Strip or Stamps
(Apply fee in Item 1 above)

6. Express Mail Label Numbers

Item No.	Express Mail Label Number	Item No.	Express Mail Label Number	Item No.	Express Mail Label Number
1	<i>EV011225528US</i>	6		11	
2		7		12	
3		8		13	
4		9		14	
5		10		15	

7. Customer Signature

8a. USPS Signature

8b. Date of Pickup

8c. Time of Pickup



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"EXPRESS MAIL CERTIFICATE"

"Express Mail" mailing label number: EV 011225588 US

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Date of Deposit: November 2, 2001

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Type of Documents:

1. Acknowledgment Post Card;
2. "Express Mail" Certificate;
3. Transmittal Letter;
4. Specification (20 pgs), Claims (11 pgs), Abstract (1 pg);
5. 5 Sheets of Drawings;
6. Declaration and Power of Attorney (unsigned); and
7. Check for \$1,645.00.

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents, Washington, D.C. 20231; BOX: Patent Application.

Diane Dunn McKay

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(Signature of person mailing paper or fee)



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TITLE: Method and Device for Controlling Liquid...

CASE NO.: 4555-110 US

SERIAL NO.: 10/016,294

The Patent and Trademark Office acknowledges, and has stamped hereon, the date of the receipt of the items checked below and acknowledges authority to charge all fees to Account 13-2165.

☐ PATENT APPLICATION - COMPLETE WITH:

- ☐ FEE AUTHORITY (x2) ☐ CHECK
- ☐ PRIORITY DOCUMENT
- ☐ SHEETS OF (IN) FORMAL DRAWINGS
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- ☐ EXPRESS MAIL CERT. # _____
- ☐ SMALL ENTITY STATEMENT

- ☐ AMENDMENT ☐ ASSIGNMENT ☐ CHECK ☐ APPEAL NOTICE
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- ☐ CHECK
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